



12-19-05

JRCF

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Application Number 10/701,090
Filing Date November 4, 2003
First Named Inventor Girolamo Gallo
Group Art Unit 2819
Examiner Name Don P. Le
Attorney Docket 400.196US01

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
 - ii. ☒ Other: Response to Final Office Action Under 37 C.F.R. 1.116 filed November 28, 2005
 - b. ☐ Enclosed
 - i. ☐ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS) (0 pgs.); PTO Form 1449 (0 pgs.); 0 Cited References
 - iv. ☐ Other:
2. **Miscellaneous**
 - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of 0 months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
 - b. ☒ Other: a return postcard
3. **Fees** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
 - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 501373 for any additional fees not covered by the check(s) enclosed herewith
 - b. ☒ A check in the amount of \$790.00 is enclosed for RCE fee
 - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

NAME: Daniel J. Polglaze

REGISTRATION NO. 39,801

SIGNATURE

DATE 16 Dec. 2005

THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE United States Postal Service with sufficient postage as Express Mail EV633347488US addressed to: Mail Stop: RCE, Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on: December 16, 2005.